

Att

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Jose Cruz,
Plaintiff

08CV4873
JUDGE DOW
MAGISTRATE JUDGE NOLAN

vs.

FILED
AUG 26 2008 *Law*
AUG 26 2008
MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

Roger Walker,
Director of the Illinois Department of Corrections-defendant

Sherry Benton,
Administrative Review Board Chairperson-defendant

David Lingle,
Adjustment Committee Chairperson at Pontiac C.C.-defendant

Anabelle Motteler,
Adjustment Committee Staff Member at Pontiac C.C.-defendant

Dennis Cross,
Corrections officer at Stateville C.C.-defendant

John Doe 'A'-1,
1st shift unknown Correctional officer at Stateville C.C.-defendant

John Doe 'A'-2,
1st shift unknown Correctional officer at Stateville C.C.-defendant

IN FORMA PAUPERIS APPLICATION
AND
FINANCIAL AFFIDAVIT

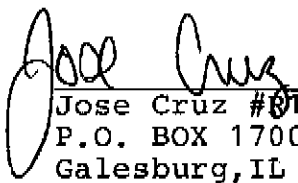
I Jose Cruz, declare that I am the Plaintiff in the above-entitled case. This affidavit constitutes my application to proceed without full prepayment of fees, and in support of my motion for appointment of counsel. I also declare that I am unable to pay the costs of these proceedings, and that I am entitled to the relief sought in the complaint. In support of this application, and motion, I answer the following questions under penalty of perjury:

- 1) Are you currently incarcerated?--**Yes**
I.D.# R12294, at Hill C.C., in Galesburg, IL, and I receive a monthly stipend of \$10 per month from the institution.
- 2) Are you currently employed?--**NO**
a) Date of last employment was prior to 2006, at a minimum wage job through a temp agency in Chicago, IL. (Ron's Staffing)
- 3) Apart from your income stated above in response to question 2, in the past twelve months have you or anyone else living at the same residence received more than \$200 from any of the following sources?
a) Salary or wages--**NO**

- b) Business, profession, or other self-employment--~~No~~
c) Rent payments, interest or dividends--~~No~~
d) Pensions, social security, annuities, life insurance, disability workers' compensation, unemployment, welfare, alimony or maintenance, or child support--~~No~~
e) Gifts--**Yes**
Approximately \$700 yearly sent to me while incarcerated from friends and family inheritances--~~No~~
f) Any other sources--~~No~~
- 4) Do you or anyone else living at the same residence own any stocks, bonds, securities or other financial instruments?--~~No~~
5) Do you or anyone else living at the same residence have more than \$200 in cash or checking or savings account?--~~No~~
6) Do you or anyone else living at the same residence own any real estate(houses, apartments, condominiums,cooperatives,two-flats three-flats,etc.)?--~~No~~
7) Do you or anyone else living at the same residence own any automobiles, boats, trailers, mobile homes or other items of personal property with a current market value of more than \$1000?--~~No~~
8) I have NO dependents

DATE:

8/18/08


Jose Cruz #012294
P.O. BOX 1700
Galesburg, IL 61401

I declare under penalty of perjury that the above information is true and correct. I understand that pursuant to 28 U.S.C. § 1915(e)(2)(A), the court shall dismiss this case at any time if the court determines that my allegation of poverty is untrue.

Date:

July 30, 2008

Signature of Applicant

Jose Cruz

(Print Name)

NOTICE TO PRISONERS: A prisoner must also attach a statement certified by the appropriate institutional officer or officers showing all receipts, expenditures and balances during the last six months in the prisoner's prison or jail trust fund accounts. Because the law requires information as to such accounts covering a full six months before you have filed your lawsuit, you must attach a sheet covering transactions in your own account--prepared by each institution where you have been in custody during that six-month period--and you must also have the Certificate below completed by an authorized officer at each institution.

CERTIFICATE

(Incarcerated applicants only)

(To be completed by the institution of incarceration)

I certify that the applicant named herein, Jose Cruz, I.D.# R12294, has the sum of \$ 10 on account to his/her credit at (name of institution) Hill Correctional Center.

I further certify that the applicant has the following securities to his/her credit: NONE. I further certify that during the past six months the applicant's average monthly deposit was \$ 78.06.

(Add all deposits from all sources and then divide by number of months).

7-30, 2008

DATE

SIGNATURE OF AUTHORIZED OFFICER

Cheryl Asplin

(Print name)

Time: 10:14am

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Hill Correctional Center

Trust Fund

View Transactions

Inmate: R12294 Cruz, Jose

Housing Unit: HIL-R4-B -61

Date	Source	Transaction Type	Batch	Reference #	Description	Amount	Balance
Beginning Balance:							25.01
01/17/08	Disbursements	84 Library	017363	Chk #95912	01-16-08, IDOC Central IBF, Inv. Date: 01/16/2008	-3.40	21.61
01/17/08	Disbursements	84 Library	017363	Chk #95912	01-16-08, IDOC Central IBF, Inv. Date: 01/16/2008	-.20	21.41
01/17/08	Point of Sale	60 Commissary	017722	419828	Commissary	-20.90	.51
01/23/08	Mail Room	01 MO/Checks (Not Held)	023215	855212	Robles, Carmen	50.00	50.51
02/08/08	Point of Sale	60 Commissary	039721	421143	Commissary	-44.59	5.92
02/14/08	Mail Room	01 MO/Checks (Not Held)	045215	857108	Robles, Carmen	40.00	45.92
02/15/08	Payroll	20 Payroll Adjustment	046179		P/R month of 01/2008	.00	45.92
02/19/08	Disbursements	82 Debts due to State (non-postage)	050363	Chk #96170	01-22-08, DOC: 523 Fund Inmate, Inv. Date: 01/22/2008	-5.00	40.92
02/25/08	Mail Room	01 MO/Checks (Not Held)	056215	241349	Cruz, Denita	50.00	90.92
02/25/08	Point of Sale	60 Commissary	056721	422173	Commissary	-88.11	2.81
03/12/08	Payroll	20 Payroll Adjustment	072179		P/R month of 02/2008	.15	2.96
03/14/08	Mail Room	01 MO/Checks (Not Held)	074215	860171	Robles, Carmen	40.00	42.96
03/17/08	Disbursements	84 Library	077363	Chk #96515	03-17-08, IDOC Central IBF, Inv. Date: 03/17/2008	-.10	42.86
03/17/08	Disbursements	81 Legal Postage	077363	Chk #96527	03-05, DOC: 523 Fund Inmate Re, Inv. Date: 03/05/2008	-1.99	40.87
03/17/08	Disbursements	80 Postage	077363	Chk #96527	02-20-08, DOC: 523 Fund Inmate, Inv. Date: 02/20/2008	-.97	39.90
03/20/08	Point of Sale	60 Commissary	080705	424978	Commissary	-31.26	8.64
04/09/08	Payroll	20 Payroll Adjustment	100179		P/R month of 03/2008	1.53	10.17
04/17/08	Disbursements	84 Library	108363	Chk #96863	04-14-08, IDOC Central IBF, Inv. Date: 04/14/2008	-2.80	7.37
04/17/08	Disbursements	80 Postage	108363	Chk #96876	03-21-08, DOC: 523 Fund Inmate, Inv. Date: 03/21/2008	-3.96	3.41
04/17/08	Disbursements	81 Legal Postage	108363	Chk #96876	03-25-08, DOC: 523 Fund Inmate, Inv. Date: 03/25/2008	-.17	3.24
04/17/08	Disbursements	81 Legal Postage	108363	Chk #96876	03-25-08, DOC: 523 Fund Inmate, Inv. Date: 03/25/2008	-.17	3.07
04/17/08	Disbursements	80 Postage	108363	Chk #96876	03-25-08, DOC: 523 Fund Inmate, Inv. Date: 03/25/2008	-.17	2.90
04/22/08	Mail Room	01 MO/Checks (Not Held)	113215	864177	Robles, Carmen	40.00	42.90
04/22/08	Point of Sale	60 Commissary	113705	426351	Commissary	-42.42	.48
05/07/08	Mail Room	01 MO/Checks (Not Held)	128215	20073766762	Bonilla, D	50.00	50.48
05/09/08	Payroll	20 Payroll Adjustment	130179		P/R month of 04/2008	1.83	52.31
05/16/08	Disbursements	84 Library	137363	Chk #97109	05-13-08, IDOC Central IBF, Inv. Date: 05/13/2008	-2.50	49.81
05/16/08	Disbursements	81 Legal Postage	137363	Chk #97122	05-02-08, DOC: 523 Fund Inmate, Inv. Date: 05/02/2008	-.34	49.47
05/21/08	Point of Sale	60 Commissary	142705	429342	Commissary	-49.41	.06
05/22/08	Mail Room	01 MO/Checks (Not Held)	143215	866429	Ruelas, Jose	40.00	40.06
06/10/08	Point of Sale	60 Commissary	162724	430714	Commissary	-39.93	.13
06/12/08	Mail Room	01 MO/Checks (Not Held)	164215	869694	Robles, Carmen	40.00	40.13
06/13/08	Payroll	20 Payroll Adjustment	165179		P/R month of 05/2008	4.83	44.96
06/17/08	Disbursements	84 Library	169363	Chk #97413	06-17-08, IDOC Central IBF, Inv. Date: 06/17/2008	-.60	44.36
06/20/08	Mail Room	01 MO/Checks (Not Held)	172215	004142	Topley, Marsha	25.00	69.36
06/25/08	Point of Sale	60 Commissary	177721	432086	Commissary	-66.05	3.31
06/26/08	Mail Room	01 MO/Checks (Not Held)	178215	245911	Bonilla, Denita	40.00	43.31
07/11/08	Payroll	20 Payroll Adjustment	193179		P/R month of 06/2008	5.00	48.31
07/17/08	Disbursements	84 Library	199363	Chk #97738	07-14-08, IDOC Central IBF, Inv. Date: 07/14/2008	-.40	47.91
07/17/08	Disbursements	80 Postage	199363	Chk #97753	07-07-08, DOC: 523 Fund Inmate, Inv. Date: 07/07/2008	-2.19	45.72
07/24/08	Mail Room	01 MO/Checks (Not Held)	206215	872852	Ruelas, Jose	40.00	85.72

Time: 10:14am

Hill Correctional Center

Trust Fund

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View Transactions

Inmate: R12294 Cruz, Jose

Housing Unit: HIL-R4-B -61

Date	Source	Transaction Type	Batch	Reference #	Description	Amount	Balance
07/30/08	Point of Sale	60 Commissary	212705	434015	Commissary	-85.62	.10

Total Inmate Funds: .10

Less Funds Held For Orders: .00

Less Funds Restricted: .00

Funds Available: .10

Total Furloughs: .00

Total Voluntary Restitutions: .00

0.*

50.00+

40.00+

50.00+

0.15+

40.00+

1.53+

40.00+

50.00+

1.83+

40.00+

40.00+

4.83+

25.00+

40.00+

5.00+

40.00+

468.340

468.340

6.00

78.06*